

November 1, 2021

**William J. Ohle**

Admitted in Oregon, Washington and  
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**VIA E-MAIL**

Public Utility Commission of Oregon  
Attn: Filing Center  
201 High St. SE, Suite 100  
Salem, OR 97308-1088

RE: Advice Letter No. 21-1 - General Rate Revision for Aspen Lakes Utility Co., LLC  
Our File No.: 132791-238482

To Whom It May Concern:

Aspen Lakes Water Company, LLC (the "Company") hereby files the enclosed general rate revision, Advice Letter No. 21-1.

The purpose of this filing is to increase the utility's total annual revenues from \$185,425 to \$206,858 resulting in a net increase of \$21,433 or 11.56 percent. After deducting for operating expenses, the projected revenues will produce a 11.56 percent return on a rate base of \$206,858. The Company does not seek any change in its current rates.

This Advice Letter filing consists of this letter and the attached Application, which contains the required Brief, Water Utility Testimony and Tariff Sheets with no changes, Customer Notice, and Well Report. Together, this filing includes the information required in OAR 860-036-2010(2). Please address correspondence on this matter as follows:

Matt Cyrus  
Aspen Lakes Utility Co., LLC  
16900 Aspen Lakes Dr.  
Sisters, OR 97759  
[matt@aspenlakes.com](mailto:matt@aspenlakes.com)  
541-549-3660

William J. Ohle  
Schwabe Williamson & Wyatt  
1211 SW Fifth Ave., Suite 1800  
Portland, OR 97204  
[wohle@schwabe.com](mailto:wohle@schwabe.com)  
503-222-9981

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The effect of the proposed changes in this filing is January 1, 2022.

Very truly yours,

/s/ William J. Ohle

William J. Ohle

WJO

Enclosures

PDX\132791\238482\WJO\32137091.1

**PLEASE RETURN THIS AS PAGE 1 OF THE COMPLETED APPLICATION**

**PLEASE FILL IN ALL BLANKS**

TO: PUBLIC UTILITY COMMISSION OF OREGON  
PO BOX 1088  
SALEM OR 97308-1088

FROM:

Aspen Lakes Utility Co., LLC

16900 Aspen Lakes Drive

*(Address)*

Sisters, OR 97759

*(City, State, Zip)*

**BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON**

In the Matter of Tariffs for Water Service )  
in the State of Oregon filed by ) BRIEF  
Aspen Lakes Utility Co., LLC )  
)

Aspen Lakes Utility Co., LLC

*(Name of utility owner)*

In accordance with Oregon Revised Statutes 757.205 and 757.220, herewith files tariff sheets designated as PUC Oregon No. 2, Original Tariff Sheets No. 1 through 28 to become effective for service rendered on and after January 1, 2022 (at least 30 days after PUC receives the filing). The purpose of this filing is to:

- 1)  Establish rates resulting in total annual revenues of \$185,425
- 2) This is an  increase or  decrease to the utility's total annual revenues from \$185,425 to \$206,858 resulting in a net increase/decrease of \$21,433 or 11.56 percent. After deducting for operating expenses, the projected revenues will produce a 11.56 percent return on a rate base of \$206,858.

The attached testimony summarizes the utility's financial operations, the effects of current rates on the individual classes of customers, and the effects of the proposed rates on the individual classes of customers for the 12-month test period ending on 09/30/2021.

/s/ Matt Cyrus  
*(Signature of utility owner or officer)*

November 1, 2021  
*(Date)*

Matt Cyrus  
*(Printed name of owner or officer)*

Managing Member  
*(Title or position)*

Aspen Lakes Utility Company, L.L.C.  
*(Legal name of Utility)*

Attachment

# WATER UTILITY TESTIMONY

**1. Q. PROVIDE THE FOLLOWING INFORMATION REGARDING THE WATER UTILITY:**

A.

Legal Name	Aspen Lakes Utility Co., LLC		
Business Address	16900 Aspen Lakes Drive		
City, State, Zip	Sisters, OR 97759		
Telephone Number	541-549-1882	Emergency Number	541-771-4980
Fax Number	541-549-6947	Email Address	matt@aspenlakes.com

**2. Q. PROVIDE THE FOLLOWING INFORMATION IF DIFFERENT FROM QUESTION #1.**

A.

Name			
Title			
Address			
City, State, Zip			
Telephone Number		Emergency Number	
Fax Number		Email Address	

**3. Q. PROVIDE THE FOLLOWING INFORMATION REGARDING THE SYSTEM OPERATOR.**

A.

Operator Name	Matt Cyrus		
Address	16925 Green Drake Ct.		
City, State, Zip	Sisters, OR 97759		
Telephone #	541-771-4980	E-Mail Address	matt@aspenlakes.com
Certified Operator <input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Certification Level Small system training course	Registration Number OESAC # 4328	

**4. Q. PROVIDE THE FOLLOWING INFORMATION REGARDING THE WATER UTILITY ACCOUNTANT OR BOOKKEEPER.**

A. The utility's  accountant or  bookkeeper is:

Name	Vicky Kumel
Address	16900 Aspen Lakes Drive
City, State, Zip	Sisters, OR 97759
Telephone Number	541-549-1882
E-Mail Address	Accounting@aspenlakes.com

**5. Q. PROVIDE THE NAME, ADDRESS, AND TELEPHONE NUMBERS OF ALL THE UTILITY OWNERS.**

A. The utility owners are:

Name	O. Keith Cyrus
Address	17204 Hwy 126
City, State, Zip	Sisters, OR 97759
Telephone Number	541-771-4970

Name	Matt Cyrus
Address	16925 Green Drake Ct.

City, State, Zip	Sisters, OR 97759
Telephone Number	541-771-4980

Name	Pamela Mitchell
Address	69339 Hinkle Butte
City, State, Zip	Sisters, OR 97759
Telephone Number	541-771-4979

(Attach additional page[s] if necessary)

**6. Q. PLEASE LIST ALL UTILITY OFFICERS AND PROVIDE THE FOLLOWING INFORMATION.**

A. The utility officers are:

Name	O. Keith Cyrus		
Title	Member		
Address	17204 Hwy 126		
City, State, Zip	Sisters, OR 97759		
# of Hours Worked	0	Annual Salary	\$ 0
Phone Number	541-771-4970		
E-Mail Address	n/a		

Name	Matt Cyrus		
Title	Manager Member		
Address	16925 Green Drake Ct.		
City, State, Zip	Sisters, OR 97759		
Hours Worked	60	Annual Salary	\$ 3000
Phone Number			
E-Mail Address			

Name	Pamela Mitchell		
Title	Member		
Address	69339 Hinkle Butte		
City, State, Zip	Sisters, OR 97759		
Hours Worked	0	Annual Salary	\$ 0
Phone Number	541-771-4979		
E-Mail Address	Pam@aspenslakes.com		

Name			
Title			
Address			
City, State, Zip			
Hours Worked		Annual Salary	\$
Phone Number			
E-Mail Address			

**7. Q. WHAT IS YOUR AFFILIATION WITH THE WATER UTILITY? DESCRIBE YOUR CURRENT WATER UTILITY RESPONSIBILITIES.**

A. My affiliation with the water utility and current responsibilities are: Owner/operator. Overall management.

**8. Q. ARE YOU ENGAGED IN OTHER BUSINESS IN ADDITION TO THE WATER UTILITY?**

- A.  No, I am not engaged in other business.  
 Yes, I am engaged in other business, they are Aspen Lakes Golf Course, Sisters Aggregate & Construction, Wildhorse Meadows, Aspen Investments and Triple C Farms

**9. Q. DID YOU PREPARE THE EXHIBITS IN THIS TESTIMONY OR WERE THEY PREPARED UNDER YOUR SUPERVISION?**

- Yes, the exhibits in this testimony were prepared by me or under my supervision.  
 No, I did not prepare the exhibits in this testimony. The exhibits were prepared by:

Name	Matt Cyrus
Address	16925 Green Drake Ct.
City, State, Zip	Sisters, OR 97759
Telephone Number	541-771-4980
E-Mail Address	matt@aspenlakes.com

## **SUMMARY OF THE UTILITY'S PROPOSED RATE REQUEST**

### **10. Q. WHAT CHANGE IN ANNUAL REVENUES IS THE UTILITY SEEKING?**

- A. The utility's most recent calendar year revenues are \$185,425. The utility seeks a rate:
- An increase of \$21,433 or 9.66 percent in current annual revenues, resulting in total annual revenues of \$206,858.
- A decrease of \$ \_\_\_\_\_ or \_\_\_\_\_ percent in current annual revenues, resulting in total annual revenues of \$ \_\_\_\_\_.

### **11. Q. SUMMARIZE WHY THE UTILITY IS SEEKING THE PROPOSED CHANGE IN RATES.**

- A. The utility is seeking this change in rates because In order to cover increased expenses.

### **12. Q. WHAT HISTORICAL 12-MONTH PERIOD IS THE UTILITY SELECTING AS ITS TEST YEAR FOR THIS RATE PROCEEDING?**

- A. The test period the utility selected is October 1, 2020 to September 30, 2021

### **13. Q. WHAT IS THE UTILITY'S AMOUNT OF RATE BASE? (Rate base is Utility Plant minus accumulated depreciation and other contra plant accounts, plus working cash and materials inventory)**

- A. The utility rate base is \$20,000.

### **14. Q. WHAT IS THE RATE OF RETURN THE UTILITY IS PROPOSING IN THIS RATE PROCEEDING AND WHY?**

- A. The utility is seeking a 48.03 percent rate of return on a rate base because This was the PUC staff recommendation.

**GENERAL UTILITY INFORMATION**

**15. Q. IN WHAT YEAR WAS THE UTILITY ORGANIZED AND HOW WAS IT FORMED?**

A. The water utility was legally organized on 11/13/1996, under the laws of the State of Oregon as a:  
 Proprietorship    Partnership    Corporation    LLC    Other: \_\_\_\_\_

**16. Q. WHAT YEAR WAS THE WATER SYSTEM ORIGINALLY CONSTRUCTED AND WHEN (MONTH/YEAR) DID IT BEGIN PROVIDING WATER SERVICE.**

A. The system was originally constructed in 1996, began providing service on 1996.

**17. Q. HOW AND WHEN WAS THE UTILITY ACQUIRED BY ITS CURRENT OWNER?**

A. The utility was:  Purchased    Constructed    Inherited    Other on \_\_\_\_\_ (mo./yr.).

**18. Q. DO ORAL OR WRITTEN CONTRACTS EXIST BETWEEN THE UTILITY AND PERSONS AFFILIATED WITH THE COMPANY? IF YES, PLEASE PROVIDE COPIES OF EACH CONTRACT.**

A.  No, oral or written contracts **exist** between the utility and its owners and affiliated interests.  
 **Yes, PUC approved contracts exist** between the utility and its owners and affiliated interests.  
 Approval found in PUC Order No. \_\_\_\_\_.  
 **Yes, oral or written contracts do exist, but have not been approved by PUC**

**19. Q. DOES THE UTILITY HAVE A PUC APPROVED SERVICE TERRITORY?**

A.  No, the utility has not filed an application with PUC for an approved service territory.  
 **Yes, the utility's service territory is approved by the PUC, per Order No. \_\_\_\_\_.**

**20. Q. IS THE UTILITY AN AFFILIATE OF A PARENT CORPORATION OR HOLDING COMPANY?**

A.  **No, the utility is not a subsidiary** of a parent corporation or holding company.  
 **Yes, the utility is a subsidiary** of a parent corporation or holding company.  
 Attached are the parent/holding company's balance sheet/income statements for the last calendar year.

**21. Q. HOW MANY FULL OR PART-TIME EMPLOYEES DOES THE UTILITY CURRENTLY EMPLOY?**

A. The utility currently employs 0 full-time and 0 part-time employees.

**22. Q. PROVIDE INFORMATION FOR ALL EMPLOYEES.** (If a position is currently vacant but will be filled within a year, include information for that position.)

A. Current employee detail is listed below:

Name	Position	Responsibilities	Schedule	Wage/Salary
				\$
				\$
				\$
TOTAL				\$

**23. Q. IS THE UTILITY PROPOSING TO ADD ANY FULL OR PART TIME EMPLOYEES WITHIN THE CONTEXT OF THIS RATE FILING OR DURING THE NEXT YEAR?**

- A.  No, the utility does not propose adding any full- or part-time employees.  
 Yes, the utility proposes to add \_\_\_\_\_ full-time and/or \_\_\_\_\_ part-time employees as described below:

Proposed Position	Responsibilities/Duties	Schedule	Wage/ Salary
			\$
			\$
			\$

**24. Q. PLEASE IDENTIFY ANY INDEPENDENT CONTRACTORS THE UTILITY HIRES.**

- A.  No, the utility does not contract for any services.  
 Yes, the utility contracts for the following services:

Name of Independent Contractors	Description of Services	Annual Charges
Engineering		\$
Accounting	Aspen Lakes Golf Course	\$7895
Legal	William Ohle	\$4019
Management		\$
Water Testing /Sampling	Edge Analytical	\$1209
Labor		\$
Billing and Collection		\$
Meter Reading	Aspen Lakes Golf Course	\$2086
Other (specify) Septic Management	SepTech	\$5213

**25. Q. PLEASE PROVIDE THE UTILITY'S CURRENT CAPITAL STRUCTURE.**

- A. The utility's capital structure is:

Debt	Original Balance	Outstanding Balance	Loan Terms	Interest Rate
SBA Loan	\$ 87,400	\$ 87,400	\$426 monthly will begin 12 months from the date of the promissory note. The balance of principal and interest will be payable Thirty (30) years from the date of the promissory note.	3.75%
	\$	\$		
	\$	\$		
<b>TOTAL DEBT</b>	<b>\$ 87,400</b>	<b>\$</b>		
<b>TOTAL EQUITY</b>	<b>\$ 123,040</b>	<b>\$</b>		
<i>SAMPLE</i>	<i>Debt</i>	<i>Original Bal.</i>	<i>Current Bal.</i>	<i>Terms</i>
				<i>Interest Rate</i>

<i>John Doe Bank</i>	<i>\$15,000</i>	<i>\$7,000</i>	<i>10 years</i>	<i>8.75 %</i>
<i>Utility Equity</i>		<i>\$10,000</i>		<i>9.5 %</i>

## OPERATING REVENUES

**26. Q. IN COLUMN A PROVIDE UTILITY'S HISTORICAL TEST YEAR ACTUAL REVENUE. IN COLUMN B PROVIDE THE PROPOSED ADJUSTMENTS (INCREASE OR DECREASE). IN COLUMN C PROVIDE THE TOTAL OF COLUMN A AND B.**

A. Test period revenues, proposed revenue adjustments, and proposed revenue results are below:

Acct #	OPERATING REVENUE	Test Year \$	Proposed Adj.	(A + B = C) \$
460	Unmetered Water Sales	\$7,403	\$-3,003	\$4,400
461	Metered Residential Water Sales	\$39,708	\$6,020	\$45,728
461	Metered Commercial/Industrial Water Sales	\$62,359	\$770	\$63,129
461	Metered Sales to Public Authorities	\$	\$	\$
461	Metered Sales to Multiple Family Dwellings	\$	\$	\$
461	Metered Sales to Multiple Commercial Unit/Bldg	\$3,388	\$-100	\$3,288
461	Sales to Water Hauling Services	\$	\$	\$
462	Fire Protection Sales Revenue	\$	\$	\$
464	Special Contract Water Sales to Public Authorities	\$	\$	\$
465	Irrigation Water Sales	\$43,232	\$1,518	\$44,750
466	Water Sales for Resale	\$	\$	\$
467	Golf Course Revenue	\$	\$	\$
468	Special Contract Revenue	\$	\$	\$
471	Miscellaneous Services	\$12,600	\$-4400	\$8,200
475	Other Cross Connection Control	\$1,600	\$0	\$1,600
	Sewer	\$15,135	\$20,628	\$35,763
	<b>TOTAL REVENUE</b>	\$185,425	\$21,433	\$206,858

**27. Q. PLEASE PROVIDE LINE ITEM REVENUES FOR OTHER THAN WATER SALES.**

A. The following is an itemized list of all revenues other than water sales:

DESCRIPTION OF REVENUE OTHER THAN WATER SALES	ANNUAL AMOUNT
Miscellaneous Fees (i.e. late fees, disconnections, field visits, etc.)	\$
Backflow Prevention Device Services (if offered)	\$
Rents from Water Property Acct 472	\$
Other (specify)	\$
	\$
	\$
<b>TOTAL</b>	\$

## OPERATING EXPENSES

**28. Q. IN COLUMN A: ACTUAL ANNUAL EXPENSE FOR TEST YEAR. IN COLUMN B: PROPOSED ADJUSTMENTS (INCREASE OR DECREASE) FOR THE COMING YEAR. IN COLUMN C: PROVIDE THE TOTAL OF COLUMN A PLUS COLUMN B.**

A. Test period expenses, proposed expense adjustments, and proposed expense results

Acct #	OPERATING EXPENSES	Test Year \$	Proposed Adj.	(A + B = C) \$
601	Salaries & Wages – Employees	\$ 6,000	\$0	\$ 6,000
603	Salaries & Wages – Officers, Directors	\$ 4,500	\$ 0	\$ 4,500
611	Telephone/Communications	\$ 672	\$ 0	\$ 672
615	Purchased Power	\$ 59,601	\$ 0	\$ 59,601
619	Office Supplies	\$ 128	\$ 0	\$ 128
619.1	Postage	\$ 563	\$ 0	\$ 563
620	Materials/Supplies (O&M)	\$ 4,856	\$ 0	\$ 4,856
621	Repairs to Water Plant	\$ 47,038	\$ 0	\$ 47,038
631	Contractual Services – Engineering	\$	\$	\$
632	Contractual Services – Accounting	\$ 7,895	\$ 0	\$ 7,895
633	Contractual Services – Legal	\$ 4,019	\$ 0	\$ 4,019
634	Contractual Services – Mgmt Fees	\$	\$	\$
635	Contractual Services – Testing	\$ 1,209	\$ 0	\$ 1,209
638	Contractual Services – Labor (meter reading)	\$ 2,086	\$ 0	\$ 2,086
637	Contractual Services – Billing/Collect	\$	\$	\$
641	Rental of Building/Real Property	\$ 22,388	\$ 0	\$ 22,388
642	Rental of Equipment	\$ 260	\$ 0	\$ 260
657	Insurance – General Liability	\$ 0	\$ 3,757	\$ 3,757

Acct #	OPERATING EXPENSES	Test Year \$	Proposed Adj.	(A + B = C) \$
667	Gross Revenue Fee (PUC)	\$ 662	\$ 57	\$ 719
671	Cross Connection Control Program	\$ 715	\$ 0	\$ 715
675	Miscellaneous Expense	\$4,949	\$0	\$4,949
OE1	Wastewater sludge removal	\$ 8,535	\$ 0	\$ 8,535
OE2	WW Materials & Supplies	\$ 1,754	\$ 0	\$ 1,754
OE3	WW Contract Serv-Testing	\$ 5,213	\$ 0	\$ 5,213
OE4	WW Contract Serv-Other	\$ 826	\$ 0	\$ 826
OE5	Other Expense 5	0	0	0
401	<b>TOTAL OPERATING EXPENSES</b>	<b>\$</b>	<b>\$</b>	<b>\$</b>

Acct #	OTHER REVENUE DEDUCTIONS	Test Year	Proposed Adj.	(A + B = C)
403	Depreciation Expense	\$	\$	\$
406	Amortization of Plant/ Acquisition Adj.	\$	\$	\$
407	Amortization Expense	\$	\$	\$
408.11	Property Taxes	\$ 1,692	\$ 0	\$ 1,692
409.10	Federal Income Tax	\$	\$ 274	\$ 274
409.11	Oregon Income Tax	\$ 150	\$ -58	\$ 92
409.13	Extraordinary Items Income Tax	\$	\$	\$
	<b>TOTAL REVENUE DEDUCTIONS</b>	<b>\$185,711</b>	<b>\$ 4,030</b>	<b>\$ 189,741</b>

**29. Q PROVIDE LINE ITEMS COMPONENTS OF MISCELLANEOUS EXPENSE.**

A. The following is an itemized list of all miscellaneous expenses:

DESCRIPTION OF MISCELLANEOUS EXPENSES	ANNUAL COST
Industry Dues and Memberships	\$
Bank Charges	\$
	\$
	\$
	\$
	\$
	\$
<b>TOTAL</b>	\$

## UTILITY CURRENT RATES AND SCHEDULES

### 30. Q. PLEASE DESCRIBE THE UTILITY'S CURRENT RATES.

A. The utility's current rate structure is described below:

#### CURRENT RATES FOR RESIDENTIAL SERVICE

Line or Meter Size	Check One	Monthly Base or Flat Rate	Residential Consumption Included in Base Rate	Current Residential Monthly Commodity/Usage Rate
1"	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	\$23.21	0	<input type="checkbox"/> CF <input type="checkbox"/> Gal Tier 1 - \$3.57 Per 1000 gal Tier 2 - \$        Per Up to: Above:
2"	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	\$74.26	0	<input type="checkbox"/> CF <input type="checkbox"/> Gal Tier 1 - \$3.57 Per 1000gal Tier 2 - \$        Per Up to: Above:
<i>SAMPLE</i> 5/8"	<input checked="" type="checkbox"/> M <input type="checkbox"/> F	\$20.00	<i>None</i>	<input type="checkbox"/> CF <input checked="" type="checkbox"/> Gal Tier 1 - \$.60 Per 100 gals Tier 2 - \$.82 Per 100 gals Up to 3,000 gal Above 3,000 gal

#### CURRENT RATES FOR GOLF COURSE IRRIGATION RATES

Line or Meter Size	Check One	Monthly Base or Flat Rate	Commercial Consumption Included in Base Rate	Current Commercial Monthly Commodity/Usage Rate
2"	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	\$3250	0	<input type="checkbox"/> CF <input type="checkbox"/> Gal Tier 1 - \$.13 Per 1000 gal Tier 2 - \$        Per Up to: Above:

#### CURRENT RATES FOR IRRIGATION SERVICE

Line or Meter Size	Check One	Monthly Base or Flat Rate	Irrigation Consumption Included in Base Rate	Current Irrigation Monthly Commodity/Usage Rate
1"	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	\$20.79	0	<input type="checkbox"/> CF <input type="checkbox"/> Gal \$.79 Per 1000gal
2"	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	\$66.54	0	<input type="checkbox"/> CF <input type="checkbox"/> Gal \$.79 Per 1000gal

#### CURRENT RATE FOR FIRE PROTECTION OR HYDRANT SERVICE

Type of Service	# of Customers	Monthly Rate
Hydrant Maintenance	27	\$22

#### CURRENT RATE(S) FOR SPECIAL CONTRACT

*(State who the contract is with and explain the monthly charge(s) for each special contract.)*

Special Contract Company/Person	Monthly Rate
N/A	\$

#### CURRENT RATE FOR OTHER SERVICE NOT COVERED ABOVE

*(State what the service is and explain the monthly charge(s).)*

Specify Service	Check One	Current Charges
Commercial Water Haulers Rate	<input type="checkbox"/> M <input type="checkbox"/> F	\$30 per 1000 gal

Wastewater (Sewer) Rates	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	\$70 for Residential \$500 for Commercial \$35 for Bare Lot
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**31. Q. PLEASE PROVIDE THE FOLLOWING FOR EACH CUSTOMER CLASS FOR THE MOST RECENT COMPLETED CALENDAR YEAR OF 2021.**

*(Count each dwelling unit, such as each mobile home, each side of the duplex, each condominium as a customer.)*

A.

Customer Class	Number of Customers at Start of Year	Number of Customers at End of Year	Total Annual Revenues	Total Annual Consumption	Cubic Feet or Gal
Residential	85	88	\$ 39,708	5,335,858	<input type="checkbox"/> CF <input checked="" type="checkbox"/> Gal
Commercial/Industrial	2	2	\$ 3,388	459,450	<input type="checkbox"/> CF <input checked="" type="checkbox"/> Gal
Irrigation Residential	80	82	\$ 43,232	31,118,019	<input type="checkbox"/> CF <input checked="" type="checkbox"/> Gal
Irrigation Commercial	2	2	\$ 62,359	159,897,079	<input type="checkbox"/> CF <input checked="" type="checkbox"/> Gal
Fire Protection			\$		<input type="checkbox"/> CF <input type="checkbox"/> Gal
Bare Lot	30	27	\$7,403	0	<input type="checkbox"/> CF <input type="checkbox"/> Gal
Wastewater Commercial	1	1	\$6,000		
Wastewater Residential	14	14	\$ 9,135		<input type="checkbox"/> CF <input type="checkbox"/> Gal
Misc. Service Revenue			\$12,600		
Cross Connection			\$1,600		
<b>TOTAL</b>			<b>\$ 184,425</b>	<b>196,810,406</b>	<input type="checkbox"/> CF <input checked="" type="checkbox"/> Gal

**UTILITY PROPOSED RATES AND SCHEDULES**

**32. Q. PLEASE DESCRIBE THE RATE STRUCTURE THE UTILITY IS PROPOSING IN THIS RATE PROCEEDING?**

A. The utility is proposing the following rate structure:

**PROPOSED RATES FOR RESIDENTIAL SERVICE**

Line or Meter Size	Check One	Monthly Base or Flat Rate	Residential Consumption Included in Base Rate	Proposed Residential Monthly Commodity/Usage Rate
1"	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	\$23.21	0	<input type="checkbox"/> CF <input checked="" type="checkbox"/> Gal Tier 1 - \$3.57 Per 1,000gal Tier 2 - \$ Per Up to: Above:
2"	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	\$74.26	0	<input type="checkbox"/> CF <input checked="" type="checkbox"/> Gal Tier 1 - \$3.57 Per 1,000 gal Tier 2 - \$ Per Up to: Above:

**PROPOSED RATES FOR RESIDENTIAL & COMMERCIAL IRRIGATION SERVICE**

Line or Meter Size	Check One	Monthly Base or Flat Rate	Commercial Consumption Included in Base Rate	Proposed Commercial Monthly Commodity/Usage Rate		
1"	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	\$ 20.79	0	<input type="checkbox"/> CF <input checked="" type="checkbox"/> Gal	Tier 1 - \$.79 Per 1000 gal Tier 2 - \$ Per	Up to: Above:
2"	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	\$ 66.54	0	<input type="checkbox"/> CF <input checked="" type="checkbox"/> Gal	Tier 1 - \$.79 Per 1000 gal Tier 2 - \$ Per	Up to: Above:

**PROPOSED RATES FOR GOLF COURSE IRRIGATION SERVICE**

Line or Meter Size	Check One	Monthly Base or Flat Rate	Irrigation Consumption Included	Proposed Irrigation Monthly Commodity/Usage Rate		
2"	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	\$ 3250	0	<input type="checkbox"/> CF <input checked="" type="checkbox"/> Gal	\$.13 Per 1000 gal	

**PROPOSED RATES FOR FIRE PROTECTION OR HYDRANT SERVICE**

Type of Service	# of Customers	Proposed Monthly Rate
Bare Lot Domestic water rates	27	\$ 14
		\$

**PROPOSED RATES FOR SPECIAL CONTRACTS**

*(State who the contract is with and explain the monthly charge(s) for each special contract.)*

Special Contracts	Monthly Rate	Annual Rate
	\$	\$
	\$	\$
	\$	\$
	\$	\$

**PROPOSED RATE FOR OTHER SERVICE NOT COVERED ABOVE**

*(State what the service is and explain the monthly charge(s).)*

Specify Service	Check One	Estimated Annual Consumption	Monthly Rate	Annual Revenue
Wastewater (sewer) Residential	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	<input type="checkbox"/> CF <input type="checkbox"/> Gal	\$ 70.00	\$ 9135
Wastewater (sewer) Commercial	<input type="checkbox"/> M <input checked="" type="checkbox"/> F	<input type="checkbox"/> CF <input type="checkbox"/> Gal	\$ 500	\$ 6000

**33. Q. IF THE UTILITY'S RATE PROPOSAL WERE ADOPTED, PROVIDE THE FOLLOWING FOR EACH CUSTOMER CLASS AT THE SPECIFIED METER OR LINE SIZE.**

A. The utility's **PROPOSED** number of customers, and average customer monthly bill and consumption for each customer class annual revenues, is shown below.

Customer Class	Number of Customers	Average Monthly Bill	Average Monthly Consumption	Total Annual Revenue
Residential 1"	88	\$ 38.93	444,655	\$ 45,728
Residential 2"	2	\$ 141.15	38,288	\$ 3,288
Residential Irrigation	82	\$ 42.39	2,593,168	\$ 44,750
Golf Course/Rec Center	2	\$ 2598.31	13,324,757	\$ 63,129
Wastewater (sewer) Residential	8	\$70		6,720
Wastewater (sewer) Commercial	1	\$500		6,000

Wastewater (sewer) Bare lot	6	\$35		\$ 2,520
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**UTILITY PLANT**

**34. Q. HAS THE UTILITY MADE ANY CAPITAL IMPROVEMENTS, ADDITIONS, OR EXTENSIONS TO ITS WATER SYSTEM DURING THE LAST FIVE (5) YEARS OR SINCE ITS LAST RATE CASE?**

- A.  **No**, the utility has made no improvements, additions, or extensions to its water system in the last five (5) years or since its last rate case.
- Yes**, the utility has made the following improvements, additions, or extensions to its water system in the last five (5) years or since its last rate case as detailed below:

Capital Improvement/ Plant Description	Date Purchased Or Constructed	Cost (including labor)	In Service Date
		\$	
		\$	

**35. Q. DOES THE UTILITY PROPOSE ANY CAPITAL IMPROVEMENT, ADDITIONS, OR EXTENSIONS TO ITS WATER SYSTEM WITHIN THE NEXT 12 MONTHS?**

- A.  **No**, the utility does not propose any improvements, additions, or extensions to system plant in the next six months.
- Yes**, the utility proposes the following improvements, additions, or extensions to system plant in the next six months.

Future Plant Description	Estimated Cost (including labor)	Est. Date In Service
	\$	
	\$	

**36. Q. HAS THE UTILITY APPLIED FOR FUNDS FROM THE SAFE DRINKING WATER STATE REVOLVING FUND TO IMPROVE THE WATER SYSTEM? IF YES, DESCRIBE THE IMPROVEMENTS AND AMOUNT REQUESTED.**

- A. **No**, the utility has not applied for funds from the Safe Drinking Water State Revolving Fund.
- Yes**, the utility has applied for funds from the Safe Drinking Water State Revolving Fund.

**37. Q. PROVIDE THE FOLLOWING INFORMATION ON UTILITY PLANT IN SERVICE.**

You may attach a plan/depreciation schedule if available. In a separate schedule include all plant or cash donated or contributed to the utility by a developer or by customers that is not intended to be repaid.

A. Utility plant is shown below:

<b>ACCT #</b>	<b>UTILITY PLANT ACCOUNTS</b>	<b>IN SERVICE DATE</b>	<b>ORIGINAL COST</b>
301	Organization		\$
302	Franchises		\$
303	Land & Land Rights	Jan 1996	\$ 20,000
304	Structures & Improvements		\$
305	Collecting/Impounding/Reservoirs		\$
306	Lake, River & Other Intakes		\$
307	Wells & Spring		\$
308	Infiltration Galleries & Tunnels		\$
309	Supply Mains		\$
310	Power Generation Equipment		\$
311	Pumping Equipment		\$
320	Water Treatment Equipment		\$
330	Distribution/Reservoirs/Standpipes		\$
331	Transmission & Distribution Mains		\$
333	Services		\$
334	Meters & Meter Installation		\$
335	Hydrants		\$
336	Cross Connections (Utility Owned)		\$
339	Miscellaneous Plant & Equipment		\$
340	Office Furniture & Equipment		\$
341	Transportation Equipment		\$
343	Tools, Shop & Garage Equipment		\$
344	Laboratory Equipment		\$
345	Power Operated Equipment		\$
346	Communication Equipment		\$
347	Electronic/Computer Equipment		\$
348	Miscellaneous Equipment		\$
<b>TOTAL</b>			\$

**38. Q. IN COLUMN A: PROVIDE ACTUAL PLANT TOTAL FOR TEST YEAR. IN COLUMN B: PROVIDE THE PROPOSED ADJUSTMENTS (INCREASE OR DECREASE) FOR THE COMING YEAR. IN COLUMN C PROVIDE THE TOTAL OF COLUMN A PLUS COLUMN B.**

A. Plant accounts are shown below:

UTILITY PLANT	Test Year	Proposed Adjustments	(A + B = C)
Total Utility Plant (from above)	\$	\$	\$
<b>SUBTRACT</b> Accumulated Depreciation of Utility Plant In Service	\$	\$	\$
<b>SUBTRACT</b> Accumulated Amortization of Utility Plant In Service	\$	\$	\$
<b>SUBTRACT</b> Advances For Construction	\$	\$	\$
<b>SUB TOTAL</b>	\$	\$	\$
<b>ADD</b> Plant Material/Supplies Inventory	\$	\$	\$
<b>ADD</b> Working Cash (1/12 total operating expense)	\$	\$	\$
<b>TOTAL</b>	\$	\$	\$

**39. Q. DOES THE UTILITY HAVE A MASTER METER AT ITS WATER SUPPLY SOURCE? IF SO, PROVIDE THE TOTAL AMOUNT OF WATER PUMPED DURING THE LAST CALENDAR YEAR.**

- A.  No, the utility does not have a master meter at its water supply source.  
 Yes, the utility has a master meter at its water supply source. The total amount of water pumped during the last calendar year was \_\_\_\_\_  gallons or  cubic feet.

**40. Q. DOES THE UTILITY HAVE WATER RIGHT PERMITS OR CERTIFICATED WATER RIGHTS AS REQUIRED BY THE OREGON WATER RESOURCES DEPARTMENT?**

- A. Water Right Information: G-11576 & G-11146 & G-11577.

**41. Q. PLEASE DESCRIBE THE UTILITY’S SOURCE OF WATER SUPPLY.**

- A. The utility’s source of ground water supply is: Well  
 Well logs are attached.

	WELL NO. 1	WELL NO. 2	WELL NO. 3	WELL NO. 4	WELL NO. 5
WELL NAME OR IDENTIFYING NO.					
YEAR CONSTRUCTED					
WATER RIGHT PERMIT OR CERTIFICATION NUMBER					
HYDRAULICALLY CONNECTED TO SURFACE WATER (YES OR NO)					
WELL DEPTH					
WELL DIAMETER					
PUMPING CAPACITY – GPM					
PUMP MOTOR – HP					
YIELDS OF WELL IN GPD					
WELL CONSTRUCTION					
CASING					

**42. Q. PLEASE DESCRIBE THE UTILITY'S PUMPING SYSTEM FOR DISTRIBUTION, INCLUDING THE RANGE OF PRESSURE AT WHICH THE WATER IS PUMPED INTO THE DISTRIBUTION SYSTEM AND DELIVERED TO THE CUSTOMERS.**

A. Pumping System: \_\_\_\_\_.

Pump Type & Pump HP	Ave Daily Demand	Annual Peak Demand	Max Pumping Capacity	Pressure at Pump	Pressure at Customers' Property
Submersible 40 hp	15,296	76,590	200 gpm	105 psi	95 psi
Turbin 150 hp	591,749	40,280,149	1,000 gpm	20 psi	

**43. Q. PLEASE PROVIDE THE INFORMATION REGARDING THE UTILITY'S WATER STORAGE CAPACITY BELOW.**

A.

STORAGE TANKS/RESERVOIRS					
IDENTIFY EACH SEPARATELY					
NAME OR IDENTIFYING NUMBER	DESCRIPTION I.E.: STEEL, CONCRETE PNEUMATIC	TANK CAPACITY	GROUND OR ELEVATED	DATE INSTALLED	PRESENT CONDITION
NONE					

**44. Q. PLEASE FILL IN THE INFORMATION REGARDING THE UTILITY'S WATER TREATMENT FACILITIES BELOW.**

A.

WATER TREATMENT FACILITIES				
NAME OR IDENTIFYING NO.	TYPE	MAKE	GALLONS PER DAY CAPACITY	METHOD OF MEASUREMENT
NONE				

**45. Q. IS THE UTILITY ESTABLISHING NEW RULES OR PROPOSING CHANGES TO ITS CURRENT RULES?**

- A.  The utility is proposing to establish new rules.  
 The utility is not proposing any rule changes.  
 The Utility is proposing to change the following rules (include rule number and a summary of the proposed changes.

RULE NUMBER	PROPOSED CHANGE

## SERVICE QUALITY

- 46. Q. PLEASE DESCRIBE THE TYPE AND NUMBER OF SERVICE PROBLEMS AND CUSTOMER COMPLAINTS THE UTILITY HAS EXPERIENCED IN THE LAST YEAR. DESCRIBE ANY ACTION TAKEN BY THE UTILITY TO RESOLVE THE PROBLEMS.**
- A.  **No**, the Utility has not experienced any service problems or customer complaints in the last year.
- Yes**, the Utility has experienced service problems and/or customer complaints as listed below and has taken the following steps to correct or improve them: **Experienced a service interruption due to pump failure. The pump has been repaired. Experience a service interruption due to a power outage. Posted a boil water notice and had the water retested to insure safety.**
- 47. Q. DOES THE UTILITY HAVE ANY CURRENT SERVICE PROBLEMS THAT IT PROPOSES TO CORRECT OR IMPROVE IN THE NEXT CALENDAR YEAR?**
- A.  **No**, the utility does not have any service problems that it proposes to correct/improve during the next calendar year.
- Yes**, the utility has service problems that it proposes to correct or improve during the next calendar year as described below:
- 50. Q. DOES THE UTILITY HAVE ANY FIRE HYDRANTS? IF YES, PLEASE LIST HOW MANY, HOW MANY FEET APART ARE THEY, AND THE UTILITY'S HYDRANT MAINTENANCE SCHEDULE (INCLUDING EXERCISING VALVES). WHAT IS THE UTILITY'S FIRE INSURANCE RATING?**
- A.  **No**, the utility does not have any fire hydrants.
- Yes**, the utility does have fire hydrants. There are 33 number of hydrants located 500 feet apart. The utility's fire insurance rating is ISO 3.
- 51. Q. IS THE UTILITY CURRENT WITH ALL OF THE OREGON DEPARTMENT OF HUMAN SERVICES DRINKING WATER PROGRAM (DWP) REQUIREMENTS? IF NOT, PLEASE DESCRIBE THE REQUIREMENTS THE UTILITY HAS NOT COMPLIED WITH.**
- A.  **Yes**, the utility is current in all its DWP requirements.
- No**, the utility is not current all its DWP requirements. It has not complied with Irrigation well number 5 not yet approved.
- 52. Q. WOULD YOU LIKE TO TESTIFY REGARDING OTHER ISSUES?**
- A.  **No**.
- Yes**, I would like to testify additionally regarding the following:  
Attach pages with additional testimony.
- 53. Q. DOES THIS CONCLUDE YOUR TESTIMONY?**
- A. **Yes.**

**Containing Rules and Regulations  
Governing Water Utility Service**

**NAMING RATES FOR**

Aspen Lakes Utility Co., LLC  
16900 Aspen Lakes Drive  
Sisters, OR 97759

541-549-1882

Serving water in the vicinity of  
Sisters, Oregon

Issue Date / Filing Date	Nov. 1, 2021	Effective for Service on or after	January 1, 2022
Issued By Utility	Aspen Lakes Utility Company, LLC		

Advice No.

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Advice No.

**SCHEDULE NO. 1**  
**RESIDENTIAL AND COMMERCIAL DOMESTIC RATES**

**Available:** To customers of the Utility at 16900 Aspen Lakes Drive Sisters, Oregon, and vicinity.

**Applicable:** To residential and commercial domestic customers.

**Base Rate**

SERVICE METER SIZE	MONTHLY BASE RATE	USAGE ALLOWANCE
1 inch	\$23.21	0
2 inches	\$74.26	0

**Commodity Usage Rate**

COMMODITY RATE	NO. OF UNITS	MEASURING UNIT
\$3.57	Per Unit	1 unit = 1,000 gallons

**Special Provisions:**

1. These rates are based on continuous service. Discontinuation of service may not be employed to avoid monthly charges for service. See Rule No. 26, Voluntary Discontinuance.
2. Water used during the construction of buildings, etc., shall be metered. Charges shall be made at the rates specified in this schedule. When setting of a meter is impracticable, the amount of water used shall be estimated, and the charges shall be made at specified rates for the amounts so estimated.

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Advice No.

**SCHEDULE NO. 2**  
**RESIDENTIAL AND COMMERCIAL IRRIGATION RATES**

**Available:** To customers of the Utility at 16900 Aspen Lakes Drive Sisters, Oregon, and vicinity.

**Applicable:** To residential and commercial irrigation customers.

**Base Rate**

SERVICE METER SIZE	MONTHLY BASE RATE	USAGE ALLOWANCE
1 inch	\$20.79	0
2 inches	\$66.54	0

**Commodity Usage Rate**

COMMODITY RATE	NO. OF UNITS	MEASURING UNIT
\$.79	Per Unit	1 unit = 1,000 Gallons

**Special Provisions:**

1. These rates are based on continuous service. Discontinuation of service may not be employed to avoid monthly charges for service. See Rule No. 26, Voluntary Discontinuance.
2. Water used during the construction of buildings, etc., shall be metered. Charges shall be made at the rates specified in this schedule. When setting of a meter is impracticable, the amount of water used shall be estimated, and the charges shall be made at specified rates for the amounts so estimated.

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Advice No.

**SCHEDULE NO. 3**  
**GOLF COURSE IRRIGATION RATES**

**Available:** To customers of the Utility at 16900 Aspen Lakes Drive Sisters, Oregon, and vicinity.

**Applicable:** To Golf Course users.

**FLAT RATES**

SERVICE METER SIZE	MONTHLY FLAT RATE	USAGE ALLOWANCE
2 inches	\$3,250	0

**Special Provisions:**

1. These rates are based on continuous service. Discontinuation of service may not be employed to avoid monthly charges for service. See Rule No. 26, Voluntary Discontinuance.
2. Water used during the construction of buildings, etc., shall also be billed at the applicable flat rate shown above.

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Advice No.

**SCHEDULE NO. 4  
BARE LOT DOMESTIC WATER RATES**

**Available:** To customers of the Utility at 16900 Aspen Lakes Sisters, Oregon, and vicinity.

**Applicable:** To Bare lot customers.

Base Rate		
	MONTHLY FLAT RATE	
	\$14	

**Special Provisions:**

1. These rates are based on continuous service. Discontinuation of service may not be employed to avoid monthly charges for service. See Rule No. 26, Voluntary Discontinuance.
2. Water used during the construction of buildings, etc., shall be metered. Charges shall be made at the rates specified in this schedule. When setting of a meter is impracticable, the amount of water used shall be estimated, and the charges shall be made at specified rates for the amounts so estimated.

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Advice No.

**SCHEDULE NO. 5**  
**WASTEWATER (SEWER) RATES**

**Available:** To customers of the Utility at 16900 Aspen Lakes Drive Sisters, Oregon, and vicinity.

**Applicable:** To Wastewater customers.

**Base Rate**

SERVICE TYPE	MONTHLY BASE RATE	
Residential	\$70	
Commercial	\$500	
Bare Lot	\$35	

**Special Provisions:**

1. These rates are based on continuous service. Discontinuation of service may not be employed to avoid monthly charges for service. See Rule No. 26, Voluntary Discontinuance.
2. Water used during the construction of buildings, etc., shall be metered. Charges shall be made at the rates specified in this schedule. When setting of a meter is impracticable, the amount of water used shall be estimated, and the charges shall be made at specified rates for the amounts so estimated.

Issue Date / Filing Date	Nov. 1, 2021	Effective for Service on or after	January 1, 2022
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Advice No.

**SCHEDULE NO. 6**  
**WATER HAULERS RATES**

**AVAILABLE:** To water haulers where the Utility’s facilities and excess capacity exist. Determination of adequacy of facilities and capacity is in the sole discretion of the Utility. Each water truck must be equipped with a suitable hydrant meter, suitable backflow prevention devices, and a fire hydrant wrench.

**APPLICABLE:** To all water haulers.

**COMMERCIAL WATER HAULERS RATE**

\$30 per 1,000 Gallons (\$35 per load minimum)
--

**SPECIAL PROVISIONS:**

1. Truck meters must be presented at the Utility's office between the 1st and the 5th of each month. Bills for service are due in accordance with the tariff.
2. Water haulers detected not using meters or proper equipment may be denied service for one month for the first offense, and denied service completely for a second offense.

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Advice No.

**SCHEDULE NO. 7**

**CROSS CONNECTION CONTROL PROGRAM  
Backflow Prevention Device Services and Fees**

- PURPOSE:** The Utility offers its customers backflow prevention device/double check valve assembly (DCVA) testing, maintenance, and repair services (the Program).
- AVAILABLE:** To customers of the Utility with customer owned back flow prevention, in Sisters, Oregon and vicinity.
- APPLICABLE:** To residential and commercial/industrial premises with 1” or smaller DCVAs installed at the meter.
- ENROLLMENT:** The Utility WILL AUTOMATICALLY ENROLL all customers with DCVAs installed at the meter in this Program UNLESS the customer signs an “OPT OUT” NOTICE and returns such notice to the Utility.

**PROGRAM DESCRIPTION**

1. **TESTING SERVICE** – Deschutes Backflow testing will provide the required DCVA annual test by a state certified tester pursuant to Oregon Administrative Rules 333-061-0070 through OAR 333-061-0072.
2. **MAINTENANCE AND REPAIR SERVICE** – Company will provide maintenance and repairs on customer-owned DCVAs installed at the meter. Maintenance does not include the startup, blow out, or other freeze protection of assemblies on irrigation systems. Replacement of DCVA is the responsibility of the customers and is not covered by Deschutes Backflow testing’s DCVA maintenance and repair services.

**PROGRAM RATES**

1. **ALL CUSTOMERS ENROLLED IN PROGRAM**  
Annual rate (itemized separately on the customer’s water bill): \$50
2. **ALL CUSTOMERS WHO OPT OUT OF THE PROGRAM.**  
No Charge

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Advice No.

**SCHEDULE NO. 7 (CONTINUED)**

**CROSS CONNECTION CONTROL PROGRAM  
Backflow Prevention Device Services and Fees  
OPT OUT CUSTOMERS WHO FAIL TO PROVIDE DCVA TEST RESULTS**

OPT OUT customers who fail to provide the Utility with annual DCVA test results by the customer’s annual deadline will be disconnected from water service pursuant to OAR 860-036-1680.

**SPECIAL PROVISIONS:**

1. The customer is under no obligation to use the Utility's DCVA services.
2. The customer can choose any qualified company or individual to test, maintain, and repair his/her DCVA.
3. The Utility will provide each customer with notification of the Program services being offered. The notification shall include a written Program refusal (OPT OUT NOTICE).
4. Customers who choose to OPT OUT of the Program must sign the written OPT OUT NOTICE and return it to the Company within 30 calendar days of receiving the notification.
5. Customers who choose to OPT OUT of the Program are responsible for the annual testing, maintenance, repair, and replacement of their DCVAs and submitting their DCVA information and testing results annually to the Utility.
6. The Utility will notify each customer who OPTS OUT of the Program 30 days prior to the annual test results due date. Annual test results must be provided to the Utility on or before the customers’ annual deadlines.
7. The Utility reserves the right to propose before the Public Utility Commission of Oregon any change in the amount charged for the Program services.

Customers will be given the choice of accepting or rejecting a new agreement in advance of any rate increase.

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**SCHEDULE NO. 8**

**MISCELLANEOUS SERVICE CHARGES**

This schedule lists the miscellaneous charges included in the Utility’s Rules and Regulations; refer to the appropriate Rules for an explanation of charges and conditions under which they apply.

Connection Charge for New Service (Rule Nos. 8 & 9)

Standard 1 inch service	\$3,200
Larger than 1-inch	\$3,200 plus any additional cost.
Meter Charge per meter	\$600

Meter Test (Rule Nos. 19 & 20)

First test within 12-month period	N/C
Second test within 12-month period	<u>\$50</u>

Pressure Test (Rule No. 39)

First test within 12-month period	N/C
Second test within 12-month period	<u>\$75</u>

Late-Payment Charge (Rule No. 21)

Pursuant to OAR 860-036-1400

Deposit for Service (Rule No. 5)

Pursuant to OAR 860-036-1220

Returned-Check Charge (Rule No. 22)

\$30

Trouble-Call Charge (Rule No. 35)

During normal office hours	\$30
After normal office hours on special request	\$50

Disconnection/Reconnect Charge (Rule Nos. 28 & 29)

During normal office hours	<u>\$30</u>
After normal office hours on special request	<u>\$50</u>

Unauthorized Restoration of Service (Rule No. 30)

Disconnection/Reconnection charge plus costs

Damage/Tampering Charge (Rule No. 28)

at cost

Disconnect Site-Visit Charge (Rule No. 29)

\$25

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## RULES AND REGULATIONS

Rule 1: Jurisdiction of the Commission

Water systems are subject to regulation as provided under ORS [Chapter 757](#)

Rule 2: Definitions

- A. "Applicant" means a person who does not meet the definition of a customer, who applies for service with a water utility.
- B. "Commission" shall mean the Public Utility Commission of Oregon.
- C. "Commercial service" means water service provided by the water utility that the customer uses in the promotion of a business or business product that is a source of revenue or income to the customer or others using the premises.
- D. "Customer" means a person who is currently receiving water service and is entitled to certain rights as a customer under these rules. A residential customer retains customer status for 20 calendar days following voluntary disconnection of service and must be treated as a customer if he or she reapplies for service within that 20 calendar day period.
- E. "Customer's service line" is defined as the facilities used to convey water from the point of connection to the customer's point of usage. The customer owns and maintains the customer service line.
- F. "Residential service" means water service provided for domestic or irrigation purposes in a residential area and is not considered a commercial service.
- G. "Served" for purpose of delivery of any required notice or document, unless otherwise specifically noted, means: delivered in person, by personal contact over the telephone, or in writing delivered to the party's last known address. If delivered by US Mail, the notice is considered served two calendar days after the date postmarked, the date of postage metering, or deposit in the US Mail, excluding Sundays and postal holidays.
- H. "Utility" shall mean: Aspen Lakes Utility Co., LLC
- I. "Water service connection" is defined as the facilities used to connect a water utility's distribution network to the point of connection at the customer's service line. The water utility owns and maintains the water service connection.

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## APPLICATION FOR SERVICE

**Rule 3: Information for Applicants and Customers (OAR 860-036-1100)**

The Utility shall provide or be able to provide customers or applicants with the following information:

- A. A copy of its approved tariffs or statement of rates;
- B. A copy of the utility’s rules and regulations applicable to the type of service being provided; and
- C. The option to receive electronic copies of all written notices to be issued on the customer’s account.

**Rule 4: Application for Service (OAR 860-036-1200)**

Application for water service must be made for each individual property to be served. The application shall identify the name of the applicant, the service address, the billing address, the contact information where the applicant can be reached, the type of water service requested and its intended use, and the name to be used to identify the account, if different than the applicant’s actual name. The applicant shall, at this time, pay any scheduled fees or deposits. An application is a request for service and shall not be accepted until the applicant establishes credit as set forth in OAR 860-036-1210.

An application for service must be made where:

- A. An applicant, who has not previously been served by the Utility, requests service; or
- B. Service has been involuntarily discontinued in accordance with the Utility and Commission rules, and service is requested; or
- C. Service has been voluntarily discontinued and a request to restore service has not been made within 20 days; or
- D. There is a change in the type of use to which the water is put, or the number of premises served.

**Rule 5: Establishment of Credit, Surety Agreements, Deposits, Interest, and Refunds of Deposits (OAR 860-036-1210, 1220, 1230, 1240, 1250, and 1260)**

The utility may require an applicant or customer to pay a deposit as a guarantee of payment for services provided. Amounts held by a water utility may not exceed one-sixth of the actual or estimated annual billing for the premises. (OAR 860-036-1220)

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The water utility may adjust the deposit amount when a customer moves to a new location within the water utility's service area, and the anticipated bill at the new residence will be at least 20 percent greater than the basis of the existing deposit. (OAR 860-036-1220(5))

The Utility must inform any residential applicant or customer who is required to pay a deposit of the opportunity to provide a written surety agreement in lieu of paying the deposit. A surety agreement obligates another qualifying residential customer of the same utility to pay an amount up to the required deposit if the secured account is later disconnected and a balance remains owing following the due date for the closing charges. To qualify as a surety, the other residential customer must have had 12 months of continuous service with the Utility without a late payment. (OAR 860-036-1230)

The Utility shall pay interest on deposits at the rate established by the Commission. After the customer has paid its water service bills for 12 consecutive months without having had service discontinued for nonpayment, or did not have more than two occasions in which a shut-off notice was issued, and the customer is not then delinquent in the payment of bills, the Utility shall promptly and automatically refund the deposit plus accrued interest by **(check one)** (OAR 860-036-1250 and 1260):

- 1. Issuing the customer a refund check, or
- 2. Crediting the customer's account; however, a customer is entitled to a refund upon request pursuant to OAR 860-036-1260

**Rule 6: Customer Service Line (OAR 860-036-1300(2))**

The customer shall own and maintain the customer service line and promptly repair all breaks and leaks. For non-metered service, the customer service line begins at the property line or utility-owned shut-off valve. For metered service, the customer service line begins on the customer's side of the meter or utility-owned shut-off valve. The Utility shall not be responsible for any damage or poor service due to inadequacy of the customer service line or any portion of the customer's plumbing. All leaks in the customer service line, faucets, and all other parts of the plumbing owned or controlled by the customer shall be promptly repaired so as not to waste water.

**Rule 7: Separate Control of Service**

All premises supplied with water will be served through service lines so placed as to enable the Utility to control the supply to each individual premise using a valve placed within and near the line of the street, the Utility right-of-way, or at the meter.

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**Rule 8: Water Service Connections (OAR 860-036-1300)**

The water service connection is defined as the facilities used to connect the Utility’s distribution network to the point of connection at the customer’s service line. The Utility owns, operates, maintains, and replaces the service connection when necessary and promptly repairs all breaks and leaks. The customer shall not be responsible for any damage or poor service due to inadequacy of the Utility’s service lines or any portion of the Utility’s plumbing.

**Rule 9: Service Connection Charge (OAR 860-036-1300(3))**

An applicant requesting permanent water service to a premise not previously supplied with permanent service by the Utility may be required to pay the cost of the service connection, including or excluding the meter as provided in Rule No. 8 and the Utility’s Miscellaneous Service Charges in this tariff.

**Rule 10: Main Line Extension Policy (OAR 860-036-1310)**

A main line extension is defined as the extension of the Utility's main line necessary to provide service to a customer when the property does not currently have main line frontage.

Main line extension charges, if any, are stated in the Utility's tariff or statement of rates.

The Utility maintains a main line extension policy that lists all applicable charges; and describes the advance and refund provisions, including a description of the mechanisms for collecting and rebating the amount charged equitably among the customers who paid for the cost of the line, and provides the time period during which the advance and rebate provisions apply.

**Rule 11: Types of Use**

Water service may be supplied for residential, commercial, irrigation, temporary construction, special contracts, fire prevention, and other uses. The Utility shall file separate rate schedules for each type of use and basis of supply.

**Rule 12: Multiple Residences/Commercial Users**

An apartment building, mobile home park, motel, trailer camp, duplex, townhouse, or any property consisting of more than one residential/commercial unit, if served through one service line, shall be considered to be equivalent to the number of dwelling units when determining the customer count.

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Rule 13: Utility Access to Private Property (OAR 860-036-1370, -1500)

Customers shall provide regular access to Utility-owned service lines that may extend onto the customer’s premises for the purposes of reading meters, maintenance, inspections, or removal of Utility property at the time service is to be discontinued. Where the customer does not cooperate in providing reasonable access to the meter or to the premises, as required by law or to determine if a health or safety hazard exists, it is grounds for disconnection.

Rule 14: Restriction on Entering a Customer Residence (OAR 860-036-1330)

No Utility employee shall enter the residence of its customers without proper authorization except in an emergency when life or property is endangered.

**REFUSAL OF SERVICE**

Rule 15: Refusal of Service Due to Customer Accounts (OAR 860-036-1270)

The Utility may refuse to provide service if:

- A. The applicant has amounts owing under a tariff or statement of rates; or
- B. The applicant for residential service has a roommate with amounts owing under a tariff or statement of rates, and the applicant lived with the roommate at the time the amounts owing were incurred.

Exception: If the applicant for residential service was a former residential customer with amounts owing, was involuntarily disconnected for non-payment, and applies for service within 20 calendar days of the disconnection, the Utility must provide service upon receipt of one-half of the amount owed with the remainder due within 30 calendar days. If the former customer fails to pay the remaining amounts within 30 calendar days, the Utility may disconnect service after issuing a 7-calendar day disconnection notice in accordance with OAR 860-036-1510(4).

If service is disconnected, the Utility may refuse to restore service until it receives full payment of all amounts owing, including reconnection charges allowed under OAR 860-036-1580.

Service shall not be refused for matters not related to water service.

Residential service shall not be refused due to obligations connected with nonresidential service. If service is refused under this rule, the Utility shall inform the applicant or customer of the reasons for the refusal and of the Commission’s dispute resolution process.

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**Rule 16: Refusal of Service Due to Utility Facilities (OAR 860-036-1270)**

The Utility shall not accept an application for service or materially change service to a customer if the Utility does not have adequate facilities, resources or capacity to render the service applied for, or if the desired service is of a character that is likely to unfavorably affect reasonable service to other customers.

For refusal of service under this rule, the Utility shall provide a written letter of refusal to the applicant within seven calendar days, informing applicant that the details upon which the Utility's decision was based may be requested.

The details will include, but not be limited to:

- A. Provide the information required by OAR 860-036-1100(2);
- B. Explain the specific reasons for refusing water service;
- C. Inform the applicant of the right to request details upon which the Utility's decision was based; and
- D. Inform the applicant of the right to dispute the refusal by contacting the Consumer Services Section at the contact information provided in OAR 860-001-0020(2).

**Rule 17: Refusal of Service Due to Customer Facilities (OAR 860-036-1270)**

The Utility will refuse service to an applicant whose facilities do not comply with applicable plumbing codes or, if in the best judgment of the Utility, are of such a character that safe and satisfactory service cannot be given.

If service is refused under this rule, the Utility will provide written notification to the applicant within seven calendar days stating the reason(s) for refusal and providing information regarding the Commission's complaint process.

**METERS**

**Rule 18: Utility Meters (OAR 860-036-1350)**

The Utility owns, maintains, and operates all meters. Meters placed in service will be adequate in size and design for the type of service, set at convenient locations, accessible to the Utility, subject to the Utility's control, and placed in a meter box or vault between the street curb and property line. Each meter box or vault will be provided with a suitable cover.

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Where additional meters are installed by the Utility or relocated for the convenience of the customer, the actual cost incurred for any meter relocation requested by the customer will be assessed.

The Utility shall have the right to set meters or other devices for the detection and prevention of fraud or waste without notice to the customer.

**Rule 19: Meter Testing (OAR 860-036-1350)**

The meter will be tested prior to or within 30 days of installation to determine it is accurate to register not more than two percent error. No meter will be allowed to remain in service if it registers an error in excess of two percent (fast or slow) under normal operating conditions. The Utility will maintain a record of all meter tests and results. Meter test result records will include:

- A. Meter identification number and location;
- B. Reason for making the test;
- C. Method of testing;
- D. The beginning and ending meter readings;
- E. Test results and conclusion; and
- F. All data taken at the time of the test.

**Rule 20: Customer-Requested Meter Test (OAR 860-036-1360)**

A customer may request that the Utility test the service meter once every 12 months at no cost. Such test shall be made within seven calendar days of the receipt of the request unless the customer fails to provide the Utility reasonable access to the meter. The customer or the customer’s representative has the right to be present during the test, which is to be scheduled at a mutually agreeable time. Within seven calendar days of performing the requested meter test, report shall be provided to the customer stating:

- A. The name of the customer requesting the test and the service address where the meter was tested;
- B. The date the meter test was requested and the date the meter test was performed;
- C. The name of the person performing the test;
- D. The meter identification number and location;
- E. The beginning and ending meter readings; and
- F. The actual test results and conclusion.

If a customer requests a meter test more often than once in any 12-month period, and the test results indicate that the meter is registering within the two percent performance standard, the

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customer may be assessed a reasonable charge for the test if the charge is included in the Miscellaneous Service Charges Schedule. If the meter registers outside the two percent performance standard, the Utility may not charge the customer for the meter test.

### BILLING

**Rule 21: Billing Information and Late-Payment Charge (OAR 860-036 1100(2), 1400, and 1430)**

All bills, including closing bills, are due and payable at the Utility office within at least 15 days when rendered by deposit in the mail or other reasonable means of delivery, unless otherwise specified on the bill. The date of presentation is the date on which the Utility mails the bill.

As near as practical, meters shall be read **(check one)**  monthly,  bimonthly, or  quarterly on the corresponding day of each meter reading or billing period. The bill will be rendered immediately thereafter. The Utility will provide its customers with timely billings every month or as indicated in its tariffs or statement of rates.

All water service bills will show:

- A. Separate line items for past due balance, payments and credits, new charges, late fees, and total account balance;
- B. The date new charges are due;
- C. Calculation of new charges including base or flat rate, usage billing tiers and rates, beginning and ending meter readings, the dates the meter was read, rate schedule, billing period, and number of days in the billing period;
- D. The date any late payment charge was applied and an explanation of the terms of the late payment charge; and
- E. Any other information necessary for the computation of the bill.

A late-payment charge may be assessed against any account that has an unpaid balance when the next bill is being prepared. The charge will be computed on the delinquent balance owing at the time of preparing the subsequent month's bill at the late-payment rate specified in the Miscellaneous Service Charges Schedule. The late-payment rate is determined annually by the Commission, and the Utility will be notified of the rate.

If an account is permitted to become delinquent, the Utility may disconnect water service by giving proper notice to the customer as provided in Rules 28 & 29, prior to or after the Utility assesses the late payment charge.

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Rule 22: Returned Payment Charge

The Returned Payment Charge listed on the Miscellaneous Service Charges Schedule shall be billed for each occasion a customer submits any type of noncash payment (check, debit, electronic, etc.) that is not honored, for any reason, by a bank or other financial institution.

Rule 23: Prorating of Bills

Initial and final bills will be prorated according to the number of days service was rendered and on the basis of a 31-day month. For metered services, a reasonable effort will be made to read the meter upon opening and closing a customer’s account. Consumption will be charged at scheduled rates. Any minimum monthly charge will be prorated.

Rule 24: Adjustment of Bills (OAR 860-036-1440)

When an overbilling occurs, the Utility will refund or credit amounts incorrectly collected. No refund or credit will be issued for incorrect billings which occurred more than three years before the incorrect billing was discovered.

When an underbilling occurs, the Utility will issue a bill to collect amounts owing for the 12-month period ending on the date on which the water utility issued the last incorrect bill. When such under collected amounts are billed to customers, the Utility will provide written notice to the customer detailing:

- A. The circumstances and time period of the billing error;
- B. The corrected bill amount and the amount of the necessary adjustment;
- C. The Commission’s consumer complaint process; and
- D. The right for a current or former customer to enter into a time-payment agreement with the Utility.

The Utility will not bill for services provided more than two years before the underbilling was discovered. No billing adjustment will be required if a meter registers less than two percent error under conditions of normal operation. The Utility may waive rebilling or issuing a refund check when the costs make such action uneconomical.

Rule 25: Transfer Billings (OAR 860-036-1450)

If the Utility determines that a customer owes an amount from a closed account the customer previously held with the Utility, the Utility may transfer the closed account balance to the customer's current account.

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The Utility will give the customer prior notice of the transfer, including:

- A. The amount due under the prior account; and
- B. The period when the balance was incurred; and
- C. The service address under which the bill was incurred.

If the customer has an amount remaining on an existing time-payment agreement, the customer may enter into a new time-payment agreement to include the transfer. The Utility will not transfer a balance owing on a non-residential account to a residential account.

### **DISCONNECTION OF WATER SERVICE**

**Rule 26: Voluntary Discontinuance (OAR 860-036-1560)**

A customer requesting disconnection of service must provide the Utility with at least seven calendar days' advance notice. The customer is responsible for all service provided for seven calendar days following the request for disconnection or until service is disconnected, whichever comes first; or if the customer identified a specific date for disconnection in excess of seven calendar days, the customer is responsible for service rendered up to and including the requested date of disconnection.

Rates are based on continuous service. Disconnect and reconnect transactions do not relieve a customer from the obligation to pay the base rate or minimum charge that accumulates during the period of time the service is voluntarily disconnected for up to 12 months. Should the customer wish to recommence service within 12 months at the same premise, the customer will be required to pay the accumulated minimum monthly charge or base rate as if service had been continuous. The reconnection charge listed on the Miscellaneous Service Charges Schedule will be applicable at the time of reconnection.

Nothing in this rule prevents the Utility from temporarily interrupting service to protect the health and safety of its customers or to maintain the integrity of its system.

**Rule 27: Emergency Disconnection (OAR 860-036-1630)**

The Utility may terminate service in emergencies when life or property is endangered without following the procedures set forth in OAR 860-036-1630. Immediately thereafter, the Utility will notify the customer and the Commission. When the emergency termination was through no fault of the customer, the Utility shall not charge the customer for disconnection or restoration of service.

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Rule 28: Disconnection of Water Service Charge for Cause (OAR 860-036-1500, -1510, -1520, -1530, and 1550)

The Utility may disconnect service when:

- A. A customer fails to pay charges due for services rendered under a water utility tariff or statement of rates;
- B. A customer fails to pay a deposit, fails to timely provide a surety under OAR 860 036-1230 or comply with its terms, or fails to comply with the terms of a deposit installment agreement under OAR 860-036-1240;
- C. A customer fails to comply by the terms of a payment agreement under OAR 860 036-1240(3) or 860-036-1420;
- D. A customer provides false identification to establish or to continue service;
- E. A customer has facilities that do not comply with the applicable codes, rules, regulations, or the best practices governing safe and adequate water service, including compliance with the water utility's Cross Connection Control Program;
- F. A customer fails to provide reasonable access to the meter or premises;
- G. A customer tampers with water utility facilities or engages in theft of service or unauthorized use of water;
- H. A customer fails to comply with water restriction requirements under OAR 860-036-1670; or
- I. The Commission approves the disconnection of service.

If the disconnection is due to failure to pay a deposit, secure a surety agreement, abide by a deposit installment agreement, abide by the terms of a payment arrangement, or due to the theft of service, tampering with utility property, diverting water, or unauthorized use of water, the Utility will provide one 7-day written disconnection notice prior to disconnection. For other disconnections, the Utility will provide two written notices in advance of disconnection: one 15-day notice and one 7-day notice.

If the disconnection is due to a customer's failure to comply with a water use restriction imposed under OAR 860-036-1670, the utility may disconnect the customer without issuing either a 15-calendar day or 7 calendar day disconnection notice.

The notices shall include:

- A. The name, mailing address, telephone number, emergency telephone number, and email address or website of the Utility,
- B. State that the customer's water service is subject to disconnection on or after a specific date;

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- C. Provide the grounds for the proposed disconnection;
- D. State what actions the customer must take in order to avoid disconnection; and
- E. A statement that the customer may dispute the disconnection by contacting the Commission’s Consumer Services Section.

If the disconnection notice is for nonpayment, the notice shall also include:

- A. The amount the customer must pay to avoid disconnection;
- B. Provide information about the customer’s eligibility for a time-payment agreement provided in OAR 860-036-1420 for residential customers, unless the customer is being disconnected for failing to comply with an existing time-payment agreement or has engaged in theft of service, tampering with utility property, diverting water, or unauthorized use of water; and; and
- C. A statement that once service is disconnected, the water utility will reconnect service only after the customer reapplies for service and pays all applicable charges..

The 7-calendar day and 15-calendar day advance written notices of disconnection will be hand-delivered in person to the customer or adult at the premises, or sent by the US Mail to the customer’s billing address and designated representative. Mailed notices are considered served two calendar days after deposited in the US Mail, excluding Sundays and postal holidays. If the customer has requested to receive notices electronically, the Utility will provide an electronic notice in addition to the written notices.

Within 48 hours of disconnection, the Utility will make a good-faith effort to contact the customer or an adult at the residence and provide notice of the proposed disconnection. If contact is not made, the Utility shall leave a notice in a conspicuous place at the customer’s premise informing the customer that service has been disconnected.

Disconnection of Water Service to Tenants:

- A. If a water utility's records show that a residential billing address is different from the service address, the water utility must mail a duplicate notice to the service address, unless the utility has verified that the service address is occupied by the customer.
- B. If a water utility's records show that the service location is a master-metered, multi-dwelling service address, the water utility must provide a duplicate of the 7-calendar day disconnection notice to each unit at the service address. The disconnection notice must be addressed to "Tenant." The envelope must bear a bold notice stating, "IMPORTANT NOTICE REGARDING DISCONNECTION OF WATER UTILITY SERVICE." Tenant notices may not include the dollar amount owing.

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C. The water utility must notify the Consumer Services Section at least seven calendar days before disconnecting service to a master-metered, multi-dwelling premise.

Time Payment Agreements (OAR 860-036-1420)

Customers who are notified of pending disconnection, due to reasons other than theft of service, tampering, unauthorized use of water, or failure to abide by the terms of a Time Payment Plan, may choose between two Time Payment Agreement options. The Utility will offer such customers a choice of a levelized-payment plan and an equal-pay arrearage plan. The Utility and customer may mutually agree to an alternate payment arrangement provided it be in writing and signed by all parties.

Disconnection for Failure to Comply With a Time Payment Agreement (OAR 860-036-1510(4)(b))

A time-payment agreement disconnection occurs when a customer fails to comply with the terms of a written time-payment agreement between the customer and the Utility, or the Utility permits a time-payment agreement charge to become delinquent. The Utility will give the customer a 7- day written notice before the water service may be disconnected.

Rule 29: Disconnection, Reconnection and Field Visit Charge (OAR 860-036-1580)

Disconnection and Reconnection Charges

When service was disconnected pursuant to (OAR 860-036-1500), the Utility may charge the disconnect fee and reconnect fee stated in its tariff prior to reconnecting service.

Field Visit Charge

The Utility may assess a field visit charge whenever the Utility visits a residential service address intending to reconnect or disconnect service, but due to customer action, the Utility is unable to complete the reconnection or disconnection at the time of the visit. The field visit charge is listed in the tariff.

Rule 30: Unauthorized Restoration of Service (OAR 860-036-1590)

After the water has been disconnected or shut off at the curb stop or at the meter, if any person not authorized by the Utility should turn it on, the water service line may be disconnected as provided by OAR 860-036-1510.

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Rule 31: Unauthorized Use (OAR 860-036-1590)

No person shall be allowed to make connection to the Utility mains, or to make any alteration to service connections, or to turn a curb stop off or on to any premises without written permission of the Utility. If the Utility discovers that a customer tampered with or engaged in unauthorized use of utility property facilities, the Utility shall notify the customer of the violations and may take one or more of the following actions:

- A. Repair or restore the facilities and charge the customer the costs incurred;
- B. Adjust the customer’s prior billing for loss of revenue under applicable tariffs or schedule of rates;
- C. Initiate a service disconnection as provided by OAR 860-036-1510;
- D. Require a new application for service that accurately reflects the customer’s proposed water use; and
- E. Assess a deposit for restored or continued service.

Rule 32: Interruption of Service (OAR 860-036-1630, -1640)

The Utility may perform an unscheduled interruption of service as necessary to protect the health and safety of its customers or to maintain the integrity of its system. If an unscheduled interruption of service is required, the water utility must:

- A. Make a reasonable effort to notify the customers affected and the Consumer Services Section in advance of the interruption;
- B. Report the unscheduled interruption to the Consumer Services Section at the contact information provided in OAR 860-001-0020(2), and
- C. Restore service as soon as it is reasonably possible after resolving the issue, unless other arrangements are agreed to by the affected customers.

The Utility may schedule water service interruptions for maintenance and repairs in such a manner that reasonably minimizes customer inconvenience. The Utility will provide advance written notice to all customers affected by any scheduled service interruption, and will post the notice in the utility's office and on its website, if available. The notice will include:

- A. The name, mailing address, telephone number, emergency telephone number, and email address or website of the Utility;
- B. The date, time, and estimated duration of the scheduled interruption;
- C. The purpose of the interruption;
- D. A statement cautioning customers to avoid using water during service interruptions to prevent debris in the customers' service lines; and
- E. The contact information for the Consumer Services Section provided in OAR 860 001-0020(2).

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Notices of scheduled interruptions of service must be served by a door hanger or personal delivery to an adult at the affected premises at least five calendar days in advance of the service interruption or by US Mail at least ten calendar days prior to the service interruption. In addition electronic notice must be provided to customers who requested to receive notices electronically.

Rule 33: Water Usage Restrictions (OAR 860-036-1670)

The Utility shall exercise due diligence to furnish a continuous and adequate supply of water to its customers. During times of water shortage, the Utility will equitably apportion its available water supply among its customers with regard to public health and safety. In times of water shortages, the Utility may restrict water usage after providing written notice to its customers and the Consumer Services Section. Notice will also be posted in the Utility’s office and on its website, if available. The notification must state the reason and nature of the restrictions, the date restrictions will become effective, the estimated date the restrictions end, and that failure to comply with the restrictions is grounds for disconnection.

If a customer fails to comply with the water restrictions after receiving written notification, the Utility will provide a separate written warning letter to the customer including:

- A. The date;
- B. The name, mailing address, telephone number, emergency telephone number, and email address or website of the Utility;
- C. The customer’s name, account number, mailing address, service address if different;
- D. The water use restrictions and statement of how the customer is violating those restrictions;
- E. A statement that the customer’s water service is subject to disconnection on or after a specific date;
- F. A warning to the customer that failure to immediately comply with the restrictions may result in disconnection of service; and
- G. A statement that the customer may dispute disconnection by contacting the Consumer Services Section. The notice must include the Consumer Services Section’s contact information provided in OAR 860-001-0020(2).

If a customer fails to comply with the water restrictions after receiving written notification and the warning letter, the Utility will consult with the Consumer Services Section to determine if disconnection is appropriate.

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## SERVICE QUALITY

**Rule 34: Adequacy of Water Service (OAR 860-036-1600)**

The Utility will maintain its facilities according to industry rules, regulations, and standards and in such condition to provide safe, adequate, and continuous service to its customers.

The Utility will not intentionally diminish the quality of service below the level that can reasonably be provided by its facilities.

**Rule 35: Trouble Call**

The trouble-call charge listed on the Miscellaneous Service Charges Schedule may be billed whenever a customer requests that the Utility visit the customer’s premises to remedy a service problem and the problem is due to the customer’s facilities.

**Rule 36: Water Purity (OAR 860-036-1610)**

The Utility will provide a domestic water supply that is free from bodily injurious physical elements and disease-producing bacteria and reasonably free from elements that cause physical damage to customer property, including but not limited to pipes, valves, appliances, and personal property.

**Rule 37: Water Pressure (OAR 860-036-1650)**

The Utility will maintain adequate water pressure. In general, water pressure measuring between 45 and 80 pounds per square inch in the water mains is considered adequate. However, adequate pressure may vary depending on each individual water system.

The Utility may temporarily reduce or increase water pressure for fire flows, noticed repairs and maintenance, scheduled or emergency flushing, and unscheduled or emergency repairs and outages.

**Rule 38: Pressure Surveys (OAR 860-036-1650)**

The Utility will maintain permanent pressure recording gauges at various locations to measure the system's water pressure, and will have a portable gauge to measure water pressure in any part of the system. The Utility will maintain all pressure gauges in good operating condition, test periodically for accuracy, and recalibrate or replace when necessary.

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Rule 39: Customer-Requested Pressure Test (OAR 860-036-1660)

Upon customer request, the Utility will perform a water pressure test within seven calendar days of the request. The first pressure test in any 12- month period will be at no charge. If the customer requests an additional pressure test within any 12-month period at the same premises, the Utility will assess the customer a charge in accordance with the service charges set forth in Schedule 9 of the tariff. The pressure will be measured at a point adjacent to the meter on the customer service line or other reasonable point most likely to reflect the actual service pressure.

The Utility will provide a written report to the customer within seven calendar days of the pressure test. The report will include:

- A. The name, mailing address, telephone number, emergency telephone number, and email address or website of the Utility;
- B. The customer’s name and service address where the pressure was tested;
- C. The date the pressure test was requested and the date the pressure test was performed;
- D. The name of the company or employee performing the test;
- E. The place where the pressure was measured;
- F. The actual pressure reading; and
- G. The conclusion based on the test result.

Rule 40: Utility Line Location (One Call Program)

The Utility and its customers will comply with the requirements of OAR 952-001-0010 through and including OAR 952-001-0090 (One Call Program) regarding identification and notification of underground facilities.

Rule 41: Cross Connection/Backflow Prevention Program (OAR 860-036-1680)

All customers must comply with the Utility’s Cross Connection Control Program to protect the water system from contamination. A customer's failure to comply is grounds for disconnection under OAR 860-036-1500.

The Utility will comply with the rules and regulations for the Cross Connection/Backflow Prevention Program, as provided in ORS Chapter 333 and the Utility’s approved Backflow Prevention tariff or statement of rates.

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## CUSTOMER NOTICE

### ANNOUNCEMENT OF PROPOSED CHANGES TO WATER SERVICE RATE TARIFFS FILED WITH THE PUC

DATE: 10-28-2021

ASPEN LAKES UTILITY CO.,LLC submitted a general rate filing to the Commission on 06-11-2019. We are seeking to increase our annual revenues by \$21,433 above the \$185,425 we collected in 2021 (10/1/20 to 9/30/2021). The purpose of this announcement is to provide you with general information regarding the proposed rates and the effect the filing may have on you.

We anticipate the increase will change average monthly water service rates as follows:

Line Size	Current Ave Monthly Bill	Proposed Ave Monthly Bill
<b>Residential</b>		
1"	\$38.93	\$38.93
<b>Commercial</b>		
2"	\$141.15	\$141.15
<b>Irrigation</b>		
Residential	\$42.39	\$42.39
Golf Course/Rec Center	\$2598.31	\$2598.31
<b>Fire Protection</b>	\$20.79	\$14.00

1. Aspen Lakes Utility Co., LLC is seeking the above changes (increase or decrease) in rates because:  
We are not asking for an increase in rates we are asking to keep the existing rates the same.
2. Copies of the utility's application, testimony, and exhibits are available at: Aspen Lakes Utility Office.
3. Aspen Lakes Utility Co., LLC can provide additional information about the rate filing.  
If you are interested please contact: Vicky 541-549-1882
4. To request to receive notices of the time and place of hearings on the matter, contact the PUC at 1-800-522-2404; TTY 711, or mail request to:

PUBLIC UTILITY COMMISSION OF OREGON  
ADMINISTRATIVE HEARINGS DIVISION  
PO BOX 1088  
SALEM OR 97308-1088

5. The calculations and statements contained in the water utility's announcement and filing are not binding on the Commission.

cc: PUC Administrative Hearings Division, PO Box 1088, Salem OR 97308-1088

**OHA Drinking Water Services**

OR41 01476

ASPEN LAKES UTILITY CO LLC

Classification: COMMUNITY

**Contact:** JOSH KNAPP  
16900 ASPEN LAKES DRIVE  
SISTERS, OR 97759

Phone: 541-549-4653

County: DESCHUTES

Activity Status: ACTIVE Sep 29, 1999 -- History

Population: 150

Number of Connections: 117

Operating Period: January 1 to December 31

Regulating Agency: DESCHUTES COUNTY

**Certified Operator(s)**

Owner Type: PRIVATE

Required: Y

Licensed By: N/A

Distribution class: S

Approved Drinking Water Protection Plan: No

Treatment class: None

Source Water Assessment: No

Filtration Endorsement Required: No

Last Survey Date: Apr 14, 2021

**Sources**

<u>Facility ID</u>	<u>Facility Name - Well Logs</u>	<u>Activity Status</u>	<u>Availability</u>	<u>Source Type</u>
EP-A	EP FOR WELLS	A		GW
SRC-AA	WELL #2 - DESC50	A	Permanent	GW
SRC-AB	IRRIGATION WELL #5 (UNAPPROVED) - DESC992	A	Seasonal	GW

[Find Purchasers/Sellers](#)**Treatment**

<u>State ID</u>	<u>Facility Name</u>	<u>Treatment Process</u>	<u>Treatment Objective</u>	<u>Filter Type</u>
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**Consumer Confidence Reports (Last 5 Years)**

<u>For Year</u>	<u>Date Received</u>	<u>Date Certified</u>
2020	Oct 20, 2021	Jan 08, 2021
2019	Oct 20, 2021	Dec 27, 2019
2018	Oct 20, 2021	Jan 11, 2019
2017	Mar 28, 2018	Mar 28, 2018
2016	Mar 28, 2018	Mar 28, 2018

**Cross Connection/Backflow Prevention Information (Last 3 Records)**

<u>Enabling Authority Received</u>	<u>Annual Summary Report Received</u>	<u>Fee Invoice Paid</u>
Yes (PDF)	2020 (PDF)	2021
	2018 (PDF)	2020
	2015	2019

**Well Report Query Results** *GPS points, where available are at the far right of the table. Click link to view on map*

**Well Log: DESC 50**

Well Log	Details	T-R-S/ Q-Q-Q	Taxlot	Street of Well	Owner	Company	Special Standards	Well Type	First Water	Completed Depth	Static Water Level	Yield	Completed Date	Received Date	Bonded Constructor	Startcard	Well Id #	New	Abandon	Deepen	Alteration	Conversion	Domestic	Irrigation	Community	
<a href="#">DESC 50 Groundwater Info</a>	<a href="#">Details</a>	15.00S-10.00E-1 SE-SW	2300		CYRUS, KIETH 17204 HWY 126 SISTERS OR 97759			W	274.00	300.00	270.0	200.0	05/16/1990	06/01/1990	AIKEN, WILLIAM D AIKEN WELL DRILLING	18298		✓								✓

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**Well Report Query Results** *GPS points, where available are at the far right of the table. Click link to view on map*

**Well Log: DESC 992**

Well Log	Details	T-R-S/ QQ-Q	Taxlot	Street of Well	Owner	Company	Special Standards	Well Type	First Water	Completed Depth	Static Water Level	Yield	Completed Date	Received Date	Bonded Constructor	Startcard	Well Id #	New	Abandon	Deepen	Alteration	Conversion	Domestic	Irrigation	Community Livestock
<a href="#">DESC 992 Groundwater Info</a>	<a href="#">Details</a>	15.00S-10.00E-1 SE-SW	2300	CORNER OF CAMP POLK RD AND HWY 126	CYRUS, KEITH STAR ROUTE SISTERS OR 97759			W	25.00	260.00	205.0	50.0	05/28/1991	08/26/1991	BUCKNER, WAYNE T	17928	✓						✓		

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